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TERMINAL DISCLAIMER TO OBLIVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENTDocket Number (Optional)
B00-016-3

In re Application of: Ernst A. Wimmer

Application No.: 10/617,012

Filed: Jul 10, 2003

For: Multifunctional Recombinant Phycobiliprotein-Based Fluorescent Constructs and Phycobifosome Display

The owner*, The Regents of the University of California, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,649,376 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. The undersigned is an attorney or agent of record. Reg. No. 36,627

06/08/2006 1L0111 - 0000003-10617012

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